
Central Valley Regional Water Quality Control Board

14 May 2015

M.C. Land Company
7297 Elder Ave
Hanford, California 93230

Certified Mail No.
7014 3490 0001 7023 0827

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2015-0524, FOR M.C. LAND COMPANY

Enclosed is an Administrative Civil Liability Complaint ("Complaint"), issued pursuant to California Water Code section 13323. This Complaint alleges that M.C. Land Company (or "Discharger") failed to submit a Report of Waste Discharge ("RoWD") for coverage under the Irrigated Lands Regulatory Program as required under Water Code section 13260, and recommends an administrative civil liability pursuant to Water Code section 13261 in the amount of **fifty one thousand eight hundred seventy dollars (\$51,870)**.

In accordance with the enclosed Waiver Form, the Discharger may waive the 90-day hearing requirement in order to pay the full proposed civil liability amount, engage in settlement discussions, or extend the hearing date and/or hearing deadlines by checking the appropriate box on the Waiver Form and signing and returning it by 8 June 2015.

If the Central Valley Regional Water Quality Control Board ("Central Valley Water Board") does not receive a signed waiver by 8 June 2015, a hearing will be scheduled for the **30/31 July 2015** Board meeting in Rancho Cordova. This hearing will be governed by the attached Hearing Procedures. Any objections to the Hearing Procedures must be received by Patrick Pulupa, whose contact information is listed in the Hearing Procedures, by **5:00 p.m. on 26 May 2015**.

If you choose to sign the waiver and a settlement is reached, this will be considered a tentative settlement of the violations. If the Central Valley Water Board does not hold a hearing on the matter, and if the terms of the final settlement are not significantly different from those proposed in the enclosed Complaint, the settlement will be considered final pending a 30-day public comment period from the date the Complaint was issued. If the terms of the settlement are significantly different from the Complaint, the settlement will be considered final pending a 30-day public comment period, starting from the date the Stipulated Order is issued. Interested parties may comment on the proposed action during this period by submitting written comments to the Central Valley

Water Board staff person listed below. Should the Central Valley Water Board receive new information or comments during this comment period, the Assistant Executive Officer may withdraw the Stipulated Order, return payment, and issue a new complaint.

If the Discharger would like to rebut the presumption in the Complaint regarding an ability to pay the proposed liability, it must submit detailed financial information to the Regional Water Board by 1 June 2015. That information must include a balance sheet of outstanding debts and liabilities, as well as the information detailed in the enclosed Administrative Civil Liability Fact Sheet.

In order to conserve resources, this letter transmits paper copies of the documents to M.C. Land Company only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:
http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/.

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's Fresno office weekdays between 8:00 a.m. and 5:00 p.m.

If you have any questions or comments regarding the Administrative Civil Liability Complaint, please contact David Sholes at (559) 445-6279, or via e-mail at David.Sholes@waterboards.ca.gov.

Original signed by:

CLAY L. RODGERS
Assistant Executive Officer

Enclosure: ACL Complaint R5-2015-0524

cc via email: Pamela Creedon, Central Valley Water Board, Rancho Cordova
Adam Laputz, Central Valley Water Board, Rancho Cordova
Rob L'Heureux, Central Valley Water Board, Rancho Cordova
Kailyn Ellison, Office of Enforcement, SWRCB, Sacramento
Patrick Pulupa, Office of Chief Counsel, SWRCB, Sacramento
Nicole Bell, Kern River Watershed Coalition Authority
Ruben Arroyo, Kern County Agricultural Commissioner